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BUREAU OF
AIR REGULATION

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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In the Matter of an
Application for Permit by:

OGC CASE NO. 96-3110

Lakeland Electric & Water Utilities
501 East Lemon Street
Lakeland, Florida 33801-5079

Revised DRAFT Permit No.: 1050003-004-AV
Charles Larsen Memorial Power Plant
Polk County

REQUEST FOR EXTENSION OF TIME

By and through undersigned counsel, Lakeland Electric & Water Utilities (Lakeland) hereby requests, pursuant to Florida Administrative Code Rules 28-106.111(3) and 62-103.050(1), an extension of time to and including June 20, 1997, in which to file a Petition for Administrative Proceedings or a Request for Mediation in the above-styled matter. As good cause for granting this request, Lakeland states the following:

1. On or about April 25, 1997, Lakeland received from the Department of Environmental Protection (Department) an "Intent to Issue Title V Air Operation Permit" (Permit No. 1050003-004-AV) for the Charles Larsen Memorial Power Plant in Polk County, Florida. Along with the Intent to Issue, Lakeland received a *revised* draft Title V permit and "Public Notice of Intent to Issue Title V Air Operation Permit."

2. By Order dated May 15, 1997, the Department granted Lakeland an extension until June 9, 1997, to file a Petition for Administrative Proceedings or a Request for Mediation regarding that version of the draft permit.

3. The revised draft permit contains several provisions that warrant clarification or correction.

4. Representatives of Lakeland have corresponded with staff of the Department's Bureau of Air Regulation in an effort to resolve the issues identified by Lakeland, and Lakeland expects to receive revised draft permit conditions from the Department within the next few days. Lakeland is optimistic that its issues and concerns will be adequately addressed and resolved without the need for a formal hearing or mediation.

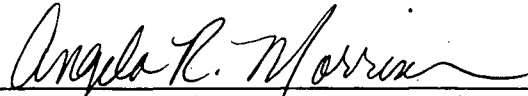
5. This request is filed simply as a protective measure to avoid waiver of Lakeland's right to challenge certain conditions contained in the revised draft Title V permit. Grant of this request will not prejudice either party, but will further their mutual interest and likely avoid the need to file a petition and proceed to a formal administrative hearing or formal mediation.

6. Counsel for Lakeland spoke with Edward Svec with the Department's Bureau of Air Regulation, who indicated to counsel that the Division of Air Resources Management would agree to an extension of time until June 20, 1997. Counsel for Lakeland has attempted without success to contact W. Douglas Beason with the Office of General Counsel regarding this request.

WHEREFORE, Lakeland respectfully requests that the time for filing of a Petition for Administrative Proceedings or a Request for Mediation in regard to the Department's Intent to Issue Title V Air Operation Permit for Revised Draft Permit No. 1050003-004-AV be formally extended to and including June 20, 1997.

Respectfully submitted this 5th day of June, 1997.

HOPPING GREEN SAMS & SMITH, P.A.

A handwritten signature in cursive script, reading "Angela R. Morrison". The signature is written in dark ink and is positioned above a horizontal line.

Angela R. Morrison, Fla. Bar No. 0855766
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Attorney for LAKELAND ELECTRIC & WATER
UTILITIES

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following
by U.S. Mail on this 5th day of June, 1997:

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